

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Albert E. Sanderson et al.	Art Unit :	3745
Serial No. :	10/509,115	Examiner :	Frank D. Lopez
Filed :	June 16, 2005	Confirmation No.:	1089
		Notice of Allowance Date:	
Title :	VARIABLE STROKE/CLEARANCE MECHANISM		

**MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF ALLOWANCE

In response to the Notice of Allowance mailed September 28, 2007, enclosed is a completed issue fee transmittal form PTOL-85b for the required issue fee and publication fee.

The fee in the amount of \$1400 for the Issue Fee and the fee in the amount of \$300 for the Publication Fee are being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization.

The Applicant also notes that certain items on the returned PTO-1449s were marked through as not being a reference per se or indicated as not being submitted to the PTO. In particular, item ATT on the PTO-1449 filed on July 26, 2007 was crossed through and indicated as not being received by the Examiner. The undersigned reviewed the file on PAIR and notes that this reference is included in the image file wrapper accessible by PAIR and therefore was indeed submitted. Also, items IV to IX listed in the PTO-1449 submitted September 28, 2004 and item AL listed in the PTO-1449 submitted September 23, 2005 were crossed through and indicated as not being references per se. However, these items were properly listed and should have been considered by the Examiner.

The undersigned contacted the Examiner on December 19, 2007 about these items. The Examiner reviewed the file and noted that the item ATT had indeed been submitted. He indicated he would further consider this reference. Also, the Examiner indicated that, even though he crossed through items IV to IX and AL, he still considered the information represented by these items. The Examiner indicated he would clarify the record by sending out supplemental copies of the relevant pages of the PTO-1449s, indicating that all of these items have been considered.


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Attorney's Docket No.: 09850-016US1

Please apply any additional charges or credits to our Deposit Account No. 06-1050.

Respectfully submitted,

Date: 12/20/07

  
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